

1 WESLEY E. OVERSON (CA SBN 154737)
WOverson@mofo.com
2 JENNIFER LEE TAYLOR (CA SBN 161368)
JTaylor@mofo.com
3 NATHAN B. SABRI (CA SBN 252216)
NSabri@mofo.com
4 JULIA D. KRIPKE (CA SBN 267436)
JKripke@mofo.com
5 MORRISON & FOERSTER LLP
425 Market Street
6 San Francisco, California 94105-2482
Telephone: 415.268.7000
7 Facsimile: 415.268.7522
8 Attorneys for Defendants
RESTORATION HARDWARE, INC., GARY FRIEDMAN

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

14 EMECO INDUSTRIES, INC.,
15 Plaintiff,
16 v.
17 RESTORATION HARDWARE, INC., GARY
FRIEDMAN, and Does 1-10,
18 Defendants.

Case No. 3:12-cv-05072 MMC

**STIPULATED REQUEST TO
ENLARGE TIME FOR BRIEFING
AND HEARING ON
PRELIMINARY INJUNCTION
AND ~~PROPOSED~~ ORDER**

21 Pursuant to Local Rules 6-1(b) and 6-2, Defendants Restoration Hardware, Inc. and Gary
22 Friedman (“Defendants”) and Plaintiff Emeco Industries, Inc. (“Plaintiff”) hereby request to
23 enlarge the time on Plaintiff’s Motion for a Preliminary Injunction.

24 Defendants have only recently engaged undersigned counsel, and need additional time to
25 investigate the allegations in the Complaint and Motion for a Preliminary Injunction.
26 (Declaration of Wesley E. Overson in Support of Stipulated Request to Enlarge Time for Briefing
27 and Hearing on Preliminary Injunction ¶ 2.) This is the first time modification in this case. (*Id.* ¶
28 3.) The requested modification will not alter any dates or deadlines in the Court’s Scheduling

Order, and will not have any effect on the schedule for the case other than modifying the requested hearing date for the preliminary injunction motion. (*Id.*) Defendants will not argue that the schedule agreed upon herein demonstrates a lack of urgency on the part of Plaintiff or a lack of irreparable harm.

The parties request the following preliminary injunction briefing and hearing schedule, which would place the hearing on the same date as the currently scheduled Initial Case Management Conference:

Defendants' Opposition: November 16, 2012

Plaintiff's Reply: November 30, 2012

Hearing: December 14, 2012

Dated: October 17, 2012

Dated: October 17, 2012

/s/ Wesley E. Overson

WESLEY E. OVERSON
WOverson@mofo.com

/s/ Jonathan H. Blavin

JONATHAN H. BLAVIN
Jonathan.Blavin@mto.com

MORRISON & FOERSTER LLP
425 Market Street
San Francisco, California 94105-2482
Telephone: 415.268.7000
Facsimile: 415.268.7522

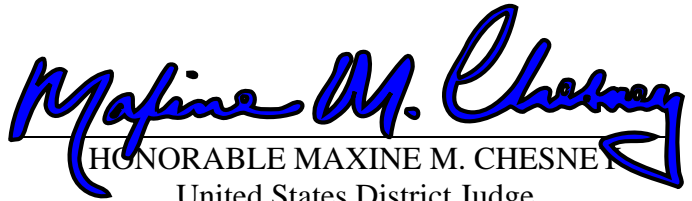
MUNGER, TOLLES & OLSON LLP
560 Mission Street, 27th Floor
San Francisco, CA 94105
Telephone: (415) 512-4000
Facsimile: (415) 512-4077

Attorneys for Defendants
Restoration Hardware, Inc. and Gary
Friedman

Attorneys for Plaintiff
Emeco Industries, Inc.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: October 18, 2012


HONORABLE MAXINE M. CHESNEY
United States District Judge

ATTESTATION PURSUANT TO GENERAL ORDER 45 X.B.

I, Nathan B. Sabri, am the ECF User whose ID and password are being used to file this Stipulated Request to Enlarge Time for Briefing and Hearing on Preliminary Injunction. In compliance with General Order 45, X.B., I hereby attest that Wesley E. Overson and Jonathan H. Blavin have concurred in this filing.

Dated: October 17, 2012

MORRISON & FOERSTER LLP

/s/ Nathan B. Sabri
NATHAN B. SABRI
NSabri@mofo.com